IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 2413 OF 2006

Prashant Pandurang Fuke. ..Applicant.
Vs.
The State of Maharashtra. ..Respondent.

Mrs. Revati Mohite Dere, Adv. for the Applicant.
Mr. Shinde, A.P.P. for the State.

CORAM : R.S. MOHITE,J.
DATED : 14/7/2006.

P.C.

1. This is an application for grant of regular bail. The applicant alongwith nine others are shown as an accused in C.R.No.131/2005 registered by Aklul Police Station, Solapur for alleged offences under Section 395 and 397 of the I.P.C. The complaint is registered on an F.I.R. lodged by one Anil Vaidya. As per the complaint, on 17.10.2005, six unknown persons came to their medical shop and threatened them to pay money. When they found that there were no money in the till they snatched the gold chain from the neck of the complainant. Four of them were went to the house of the nephew of the complainant and ultimately they committed theft of Rs.25,000/- and gold ornaments worth Rs.78,000/-. The accused were subsequently arrested. The present applicant was arrested over a month after the incident on 23.11.2005. On 21.12.2005, the

identification parade was held and out of six eye witnesses two witnesses identified the applicant but the four could not. A mobile of the complainant is said to have been discovered from the applicant on 23.11.2005. Cash amount of Rs.14,500/- was also recovered from the applicant. It appears that on 25.12.2005 another accused by name Vivek Kale was also identified by two persons and he is an accused at whose behest gold biscuits said to have been converted from the ornaments were recovered has already been granted bail. The case of the present applicant is on par with the case of Vivek Kale. The police have filed the charge sheet in the trial court. The investigation is complete. No person was injured. There are no antecedents against the present applicant. In the circumstances, I am inclined to grant bail to the applicant.

. It is therefore, directed that pending his trial in pursuance of C.R.No.131/2005, applicant may be released on bail in the sum of Rs.15,000/- with one surety in the like amount subject to the condition that he should report to the Investigating Officer twice in a month on every first and third Mondays between 11.00 to 5.00p.m. till the disposal of the trial.

2. Application is disposed off.

(R. S. MOHITE, J.)